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UNITED STATES DEPARTMENT OF AGRICULTURE

Bureau of Agricultural Economics

SERVICE AND REGULATORY ANNOUNCEMENTS NO. 131
Revision



Rules and regulations of the Secretary of Agriculture Governing the Inspection and Certification of Dressed Poultry and Dressed Domestic Rabbits for external condition and of dressed poultry and dressed domestic rabbits and edible products thereof for condition and wholesomeness (Revised August 1937)

(Under an act of Congress (50 Stat. 395)
approved June 29, 1937)

ORDER OF PROMULGATION

By virtue of authority vested in the Secretary of Agriculture by the provision in an act of Congress entitled "An act making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1938, and for other purposes," approved June 29, 1937 (50 Stat. 395), authorizing the establishment of an inspection service for perishable farm products, I, M. L. Wilson, Acting Secretary of Agriculture, do prescribe and promulgate the following rules and regulations governing the inspection and certification of dressed poultry and dressed domestic rabbits for external condition and of dressed poultry and dressed domestic rabbits and edible products thereof for condition and wholesomeness to be in force and effect on and after August 20, 1937, and as long as Congress shall provide the necessary authority therefor, unless amended or superseded by rules and regulations hereafter prescribed and promulgated under such authority. These rules and regulations shall supersede the rules and regulations approved by the Secretary of Agriculture March 31, 1931, under Service and Regulatory Announcements No. 131.

In testimony whereof I have hereunto set my hand and caused the official seal of the Department of Agriculture to be affixed, in the city of Washington, this 17th day of August, 1937.

(SEAL)

M. L. Wilson
Acting Secretary of Agriculture.

Regulation 1. Definitions

Section 1. Words in these regulations in the singular form shall be deemed to import the plural, and vice versa, as the case may demand.

Section 2. For the purpose of these regulations, unless the context otherwise requires, the following terms shall be construed, respectively, to mean:

Paragraph 1. The Act.--The following provisions of an act of Congress entitled "An act making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1938", approved June 29, 1937 (50 Stat. 395), or any future act of Congress conferring like authority: "For enabling the Secretary of Agriculture, independently and in cooperation with other branches of the Government, State agencies, purchasing and consuming organizations, boards of trade, chambers of commerce, or other associations of business men or trade organizations, and persons or corporations engaged in the production, transportation, marketing, and distribution of farm and food products, whether operating in one or more jurisdictions, to investigate and certify to shippers and other interested parties the class, quality, and condition of cotton, tobacco, fruits and vegetables, whether raw, dried or canned, poultry, butter, hay, and other perishable farm products, when offered for interstate shipment or when received at such important central markets as the Secretary of Agriculture may from time to time designate, or at points which may be conveniently reached therefrom, under such rules and regulations as he may prescribe, including payment of such fees as will be reasonable and as nearly as may be to cover the cost for the service rendered: Provided, That certificates issued by the authorized agents of the department shall be received in all courts of the United States as prima facie evidence of the truth of the statements therein contained."

Par. 2. Secretary.--Secretary or Acting Secretary of Agriculture of the United States.

Par. 3. Bureau.--Bureau of Agricultural Economics of the United States Department of Agriculture.

Par. 4. Person.--Individual, association, partnership, or corporation.

Par. 5. Inspector.--Employee of the Department of Agriculture or other person authorized by the Secretary to investigate and certify to shippers and other interested parties the external condition, and condition and wholesomeness of products under the act. Inspections for "condition and wholesomeness," involving evisceration, shall be made by an inspector who is a qualified veterinarian.

Par. 6. Products.--Dressed poultry, dressed domestic rabbits, and carcasses, by products, and food products thereof.

Par. 7. Dressed poultry.--Domestic poultry slaughtered for human food with heads, feet, and viscera intact, and the feathers removed in accordance with commercial practice.

Par. 8. Poultry carcass.--All edible parts of dressed poultry exclusive of by products.

Par. 9. Poultry by products.--All edible viscera and parts of dressed poultry other than poultry meat.

Par. 10. Poultry food products.--Any articles of food or any articles which enter into the composition of food which are not prepared poultry carcasses or poultry by products but which are derived or prepared in whole or in part by a process of manufacture from any edible portion of dressed poultry, if such manufactured portion is all or a considerable and definite portion of the article.

Par. 11. Dressed domestic rabbits.--Domestic rabbits slaughtered for human food with heads, feet, and viscera intact.

Par. 12. Domestic rabbit carcass.--All edible parts of dressed domestic rabbits exclusive of by products.

Par. 13. Domestic rabbit by products.--All edible viscera and parts of dressed domestic rabbits other than rabbit meat.

Par. 14. Domestic rabbit food products.--Any articles of food or any articles which enter into the composition of food which are not prepared domestic rabbit carcasses or domestic rabbit by products, but which are derived or prepared in whole or in part by a process of manufacture from any edible portion of dressed domestic rabbit, if such manufactured portion is all or a considerable and definite portion of the article.

Par. 15. Office of inspection.--The office of an inspector of products covered by these regulations.

Par. 16. Inspection certificate.--Certificate of the external condition or of the condition and wholesomeness of products issued by an inspector under the act.

Par. 17. Regulations.--Rules and regulations of the Secretary under the act.

Par. 18. Approved premises.--Any plant at which inspection is carried on regularly under these regulations.

Par. 19. "Inspected for external condition".--That the dressed poultry and dressed domestic rabbits have been examined in an uneviscerated state to determine their condition and that only external evidences of condition have been given consideration.

Par. 20. "Inspected for condition and wholesomeness".--That the dressed poultry and dressed domestic rabbits and edible products thereof have been examined to determine their soundness, wholesomeness, and freedom from disease and that the poultry and domestic rabbits have been eviscerated and both external and internal evidences of condition and wholesomeness have been given consideration, or that drawn poultry and drawn domestic rabbits and edible products thereof previously inspected and certified for condition and whole-

someness at the time of evisceration, and which have not lost their identity as inspected and certified poultry or domestic rabbits, have been examined to determine their soundness and wholesomeness.

Par. 21. "Inspected and certified by Bureau of Agricultural Economics, United States Department of Agriculture."--That the products have been inspected for condition and wholesomeness and certified under those regulations and that at the time they were inspected and certified they were found to be sound, wholesome, and fit for human food.

Par. 22. "Inspected and rejected by Bureau of Agricultural Economics, United States Department of Agriculture."--That the products so indicated are unsound, unhealthful, unwholesome, or otherwise unfit for human food.

Par. 23. "Held for further examination by Bureau of Agricultural Economics, United States Department of Agriculture."--That the products so indicated are held for further examination by an inspector to determine their disposal.

Par. 24. Inspection mark.--A mark or statement authorized by these regulations for use in connection with products, or on the container of such indicating that the articles have been "inspected and certified."

Par. 25. Immediate container.--A unit can, pot, tin, or other receptacle or covering in which any edible portion of dressed poultry or dressed domestic rabbit is customarily delivered to consumers.

Par. 26. Shipping container.--The box, bag, barrel, crate, or other receptacle or covering inclosing any edible portion of dressed poultry and dressed domestic rabbits, packed in two or more immediate containers.

Regulation 2. Administration

Section 1. The Chief of Bureau is charged with the administration of the provisions of the act and these regulations.

Regulation 3. Where Service is Offered

Section 1. Inspection - Where made.--Products may be inspected wherever an inspector is available and facilities and conditions are satisfactory for the conduct of the work.

Regulation 4. Inspection Service

Section 1. Kind of Service.--Inspection of products may be made for external condition, and for condition and wholesomeness.

Sec. 2. Who may obtain service.--An application for inspection may be made by any financially interested person or his authorized agent, including federal, state, county and municipal governments and common carriers.

Sec. 3. How to make application.--Application for inspection may be filed in the office of inspection or with any authorized inspector at or nearest the place where the inspection is desired. If made orally, the inspector may require that the application be confirmed in writing. When the inspection involves evisceration of drawn poultry and drawn domestic rabbits and edible products thereof, application in writing must be filed with the chief of bureau.

Sec. 4. Form of application.--Each application for inspection of products under these regulations when required to be in writing should include such information in regard to the article and to the premises where they are to be inspected as the inspector or the bureau may require.

Sec. 5. When application may be rejected.--Any application may be rejected by the inspector in charge of the office of inspection in which it is filed for any noncompliance with the act or any regulation thereunder and the applicant shall be immediately notified of the reasons for such rejection.

Sec. 6. When application may be withdrawn.--An application may be withdrawn at any time before the service is performed upon payment of any expenses incurred in connection therewith.

Sec. 7. Authority of agent.--Proof of the authority of any person applying for inspection on behalf of another may be required in the discretion of the inspector.

Sec. 8. Granting of application.--Applications for inspection involving evisceration or for inspection of drawn poultry and drawn domestic rabbits and edible products thereof which have been previously inspected and certified shall be granted only when the facilities available and the methods employed are suitable and adequate, as determined by the inspector or the chief of bureau.

Sec. 9. Accessibility of product.--The applicant shall cause the product for which inspection is requested to be made accessible for inspection and to be so placed as to disclose fully its condition.

Sec. 10. Basis of inspection.--Inspection of products shall be made under such conditions and in accordance with such methods as may be prescribed or approved by the bureau.

Sec. 11. Financial interest of inspector.--No inspector shall inspect any product in which he is directly or indirectly financially interested.

Sec. 12. Uninspected Drawn Poultry or Domestic Rabbits may not be handled.--When a plant has been granted service in the inspection of product for condition and wholesomeness, no uninspected poultry or domestic rabbits shall be drawn in the plant. Commercially dressed, undrawn poultry may, however, be handled in such a plant.

Sec. 13. Sanitary requirements.--Inspection of product for condition and wholesomeness shall be made only on premises which maintain such sanitary conditions as the bureau may require.

Sec. 14. Report of violations.--Inspectors shall report to the bureau all violations and noncompliances under these regulations of which they have knowledge.

Sec. 15. Plant shall report time of operation.--The inspector or other authorized agent of the Bureau shall be informed when work in the department of any approved premises where products are inspected or handled, has been concluded for the day and a reasonable time in advance of the day and hour when such work will be resumed.

Sec. 16. Meat inspection regulations applicable.--All provisions of the regulations of the United States Department of Agriculture governing the meat inspection of the department relating to post-mortem inspection which are applicable to poultry or to domestic rabbits shall be enforced in connection with the inspection of dressed poultry and dressed domestic rabbits and edible products thereof for condition and wholesomeness.

Sec. 17. Evisceration.--Where inspections involve evisceration, each carcass, after being thoroughly thawed, if frozen, shall be opened in such a way as to expose the organs and the body cavities in order to allow proper examination of each part by the inspector. When inspection involving evisceration and examination for soundness, wholesomeness, and freedom from disease is made, each carcass with head, feet and all viscera intact shall be examined by the inspector: Provided, however, That if the feet and shanks of poultry are not to be used in the preparation of any edible product they may be removed at or below the hock joint prior to inspection.

Sec. 18. Carcasses held for further examination.--Each carcass, including all parts and organs thereof, in which any lesion or disease or other condition is found which might render the poultry or domestic rabbit meat or any organ unfit for food, and on which final decision can not be made on first examination, shall be held for further examination by the inspector. The identity of every such carcass, part, or organ thereof shall be maintained until its final examination has been completed and it is either "inspected and certified" or "inspected and rejected."

Sec. 19. Identification labels.--Such labels, devices, and methods as may be approved by the bureau may be used for the identification of carcasses, parts, or organs held for further examination.

Sec. 20. Unsound Carcasses - Disposition.--Each carcass, including all parts and organs thereof, which is found to be unsound, unwholesome, or otherwise unfit for human food shall be destroyed for human food and shall receive such treatment as will preclude dissemination of disease through consumption by other animals under the supervision of the inspector or other authorized agent of the bureau.

Sec. 21. Sound Carcasses - Disposition.--Carcasses and all parts and organs thereof found to be sound, healthful, wholesome, and fit for human food shall be certified as provided in these regulations.

Sec. 22. Certificate - Form of.--The inspection certificate shall be issued on forms approved by the chief of bureau. It shall show the class or classes of poultry or domestic rabbits, the quantity of each, and all pertinent

information concerning the condition and wholesomeness of each separate lot examined. The certificate shall also plainly show whether (a) the inspection was for external condition without evisceration, or (b) whether it was for condition and wholesomeness and involved evisceration, or (c) whether it was for condition and wholesomeness subsequent to evisceration, and (d) such other information as may be required by the bureau.

Sec. 23. Certificates - Issuance.--The inspector shall issue a separate certificate for each lot of products inspected by him, except that certificates need not be issued covering drawn poultry or drawn domestic rabbits and edible products thereof which have been previously inspected and certified and the identity of which has not been lost, but such reports covering their inspection shall be rendered as may be required by the Bureau.

Sec. 24. Certificates - Disposition.--One original inspection certificate, and not to exceed two copies if requested, shall immediately upon issuance be delivered or mailed to the applicant or person designated by him. One copy shall be filed in the office of inspection, and one copy forwarded to the bureau. They shall be kept on file until other disposal is ordered by the Bureau.

Sec. 25. Reports of work.--Reports of the work of inspection carried on within approved premises shall be forwarded to the bureau by the inspector on such blanks and in such manner as may be specified by the Bureau.

Sec. 26. Information to be furnished to inspector.--When inspections are made within approved premises the inspectors and other authorized agents of the bureau engaged in the conduct of this work shall be furnished with accurate information as to all matters needed by them for making their reports.

Sec. 27. Marking of containers for export.--Each outside container of any inspected and certified products for export shall be plainly marked in such a way as to properly identify it.

Sec. 28. Export certificates - Form of.--Export certificates may be in the form required by each particular country and approved by the chief of bureau, and shall be signed by the inspector who inspected the products or by the supervising inspector and by any authorized agent of the bureau who supervised the canning or other preparation of the inspected articles and the labeling of the containers. Export certificates shall be issued in serial numbers and in quadruplicate, with memorandum copy for filing. Each certificate shall show the names of the exporter and the consignee, the destination, the numbers of the stamps, if any, attached to the articles to be exported, the shipping marks, the kind of product, and the weight.

Sec. 29. Export certificates - Issuance.--On application of the exporter the inspector is authorized to issue export certificates for shipments of inspected and certified products to any foreign country; provided, however, that where products have been previously inspected and certified by the bureau and properly marked as such and have later been moved to some other location than the point where they were so inspected, certified, and prepared, an export certificate covering such products may be issued on application of the person in whose possession they are at that time after suitable examination has been made by an inspector or authorized agent of the bureau who may sign such export certificate.

Sec. 30. Export certificate - Disposition.--The original export certificate shall be delivered to the shipper and shall be used only for the purpose of effecting the transportation and delivery of the consignment. The duplicate of the export certificate shall be delivered to the shipper and by him delivered to the agent of the railroad or other carrier which transports the consignment from the United States. The triplicate of the export certificate shall be retained by the inspector issuing the same and be forwarded to the bureau for filing, and the quadruplicate filed in the office of inspection. The memorandum copy shall be delivered to the shipper for filing.

Sec. 31. Advance information.--Upon request of an applicant, all or any part of the contents of an inspection certificate issued on a lot of products may be telephoned or telegraphed to him at his expense.

Regulation 5. Appeal Inspection

Section 1. When appeal may be taken.--An application for appeal inspection may be made whenever any financially interested party is dissatisfied with the determination stated in the original certificate, provided the application is made within the same business day and before the identity of the original lot of products inspected has been lost.

Sec. 2. How to obtain.--Application for appeal inspection may be made in writing, orally, by telephone, telegraph, or otherwise. If made orally the person receiving the application may require that it be confirmed in writing. Such application shall give the reasons therefor, and the inspection certificate previously issued on the lot, if a certificate has been issued, shall be returned to the person making the appeal inspection if it is in the possession of the applicant.

Sec. 3. Record of filing time.--A record showing the date and time of filing such application shall be made by the inspector.

Sec. 4. When appeal may be refused.--If it shall appear that the reasons stated in the application for appeal inspection are frivolous or unsubstantial, or that the quality or condition of the products has undergone a material change since the original inspection or that the products can not be made accessible for thorough inspection, or that the identity has been lost, or these regulations have not been complied with, the application may be rejected.

Sec. 5. When appeal may be withdrawn.--An application for appeal inspection may be withdrawn by the applicant at any time before the appeal inspection is made, upon payment of any expenses incurred in connection therewith.

Sec. 6. Order in which made.--Appeal inspections shall be performed, as far as practicable, at time requested by applicant and in the order in which applications are received. They shall take precedence over all other pending applications.

Sec. 7. Who shall pass upon appeals.--Applications for appeal inspection shall be passed upon by persons designated for the purpose of the Chief of Bureau. Appeal inspection shall be made by the inspectors especially designated therefor by the Supervising inspector and such inspection shall be conducted

jointly by two inspectors when practicable. No appeal inspector shall pass upon an appeal involving the correctness of a certificate issued by him unless he is so authorized by the Chief of Bureau or by persons designated for the purpose by the Chief of Bureau.

Sec. 8. Appeal findings.--After an appeal inspection has been made a certificate designated as "Appeal Inspection Certificate" shall be signed and issued referring specifically to the original certificate and stating the condition of the product, as shown by the appeal inspection. In all other respects the provisions of regulation 4 shall apply to such appeal inspection certificate except that if the applicant for appeal inspection be not the original applicant a copy of the appeal inspection certificate shall be mailed to the original applicant.

Sec. 9. Extension of time.--Upon satisfactory showing of evidence of fraud, or that on account of distance the time of filing an application for appeal inspection is insufficient, or other good cause, the person to whom the application for appeal inspection is made may permit the filing of such application after the time prescribed therefor in these regulations, and a statement of such action shall be included in the record of such appeal inspection by the official making the same.

Sec. 10. Superseded certificates.--When an inspection certificate shall have been superseded under these regulations by an appeal inspection certificate, such inspection certificate shall become null and void, and shall not thereafter represent the condition and wholesomeness of the products described therein. If the original and all copies of the superseded certificates are not delivered to the person with whom the application for appeal inspection is filed, the officer issuing the appeal inspection certificate shall forward notice of such issuance and of the cancellation of the original certificate to such persons as he considers necessary to prevent fraudulent use of the canceled certificate.

Regulation 6. Marking, Branding, and Identifying products.

Section 1. Inspection.--Paragraph 1. Inspection mark.--The inspection mark permitted to be used on products inspected for condition and wholesomeness under these regulations shall be "inspected and certified by Bureau of Agricultural Economics, U. S. Department of Agriculture." The bureau may approve and authorize the use of abbreviations of the inspection mark under these regulations. Such abbreviations shall have the same force and effect as the mark for which they are so authorized to be used.

Par. 2. Affixing inspection mark.--No person shall affix or place or cause to be affixed or placed the inspection mark or any abbreviation, copy, or representation thereof to any products except under the supervision of an inspector or other authorized agent of the bureau.

Par. 3. Filling of container.--No person shall fill or cause to be filled, in whole or in part, with any products any container bearing or intended to bear the inspection mark or any abbreviation, copy, or representation thereof except under the supervision of an inspector or other authorized

agent of the bureau.

Par. 4. Affixing inspection mark to container.--No person shall affix or place or cause to be affixed or placed the inspection mark or any abbreviation, copy, or representation thereof to or on a container of any products except under the supervision of an inspector or other authorized agent of the bureau.

Sec. 2. Trade Labels.--Par. 1. Attaching to container.--When any inspected and certified products are placed or packed within approved premises in any can, pot, tin, or other receptacle constituting an immediate container within the meaning of these regulations which is to bear the inspection mark there shall be attached to such container a trade label, as hereinafter described, which shall be distinctive from trade labels used on the same or similar products prepared from non-inspected poultry or domestic rabbits: Provided, however, That inspected and certified products may be placed or packed in immediate containers which do not and are not to bear trade labels on which the inspection mark appears, but they shall not be represented, advertised, or labeled, either directly or indirectly, as products which have been inspected and certified under these regulations.

Par. 2. Filling of labeled container.--No container which bears or is to bear a trade label on which the inspection mark appears shall be filled in whole or in part with any products which have not been inspected and certified in compliance with these regulations and which are not sound, wholesome, and fit for human food and strictly in accordance with the statements on the label. No such container shall be filled in whole or in part and no trade label shall be affixed except under the supervision of an inspector or other authorized agent of the Bureau.

Par. 3. Wording of labels.--Trade labels approved by the bureau shall bear the true name of the article in the container and shall bear in prominent letters and figures of uniform size the phrase, "Inspected and Certified by Bureau of Agricultural Economics, U. S. Department of Agriculture," and also the number, if any, of the approved premises within which the products were inspected when the approved trade label does not bear the name of the firm packing the product and identify the plant in which the product was packed: Provided, however, That the plant number of the approved premises may be embossed on the immediate container instead of being printed on the trade label, if the embossing is approved by the bureau.

Par. 4. Approval of labels.--No trade label bearing the inspection mark shall be printed for use until printer's final proof has been approved by the bureau.

Par. 5. Formulae required.--Printer's proof of all trade labels bearing the inspection mark which are submitted for approval shall, when the Bureau requires, be accompanied by a statement showing the kinds and percentages of the ingredients of the product in any container on which it is desired to use the label. Approximate percentages may be given in cases where the percentages of ingredients may vary from time to time, if the limits of variations are stated.

Par. 6. Use of approved labels.--Approved trade labels shall be used only on products for which they are approved. They shall not be applied to any products the container of which bears any statement that is false or misleading.

Par. 7. Labels in foreign language.--Approved trade labels to be affixed to packages of any products for foreign commerce may be printed in a foreign language. The inspection mark shall appear thereon in English, but, in addition, may appear, literally translated, in foreign languages.

Regulation 7. Licensed Inspectors

Section 1. Who may be licensed.--Persons showing proper qualifications may be licensed by the Secretary as inspectors of products which may be inspected under this act, provided that only qualified veterinarians may make inspections involving evisceration of dressed poultry and dressed domestic rabbits and edible products thereof for condition and wholesomeness. All such licenses shall be countersigned by the specialist in charge of the division of dairy and poultry products in the bureau, or the specialist in poultry and domestic rabbit inspection in that division, or by the supervising inspector under whose direction the licensee is to make inspections.

Sec. 2. Suspension of licenses.--Any such license may be suspended, pending final action by the Secretary, by an official by whom it may be countersigned or by the chief of bureau whenever such official shall deem such action to be for the good of the service. Within seven days after such suspension the licensee may file an appeal in writing to the Secretary, supported by any argument or evidence that he may wish to offer in his behalf.

Regulation 8. Fees and Expenses

Section 1. Charges.--Paragraph 1. Basis for charges.--Fees to be collected for inspection services shall be based upon the time required to render the services, including the time required for travel of inspector in connection therewith, at the rate of \$2 per hour for each inspector for the time actually required, unless otherwise provided by special agreement with the applicant approved by the Bureau.

Par. 2. Inspectors employed or licensed by Department of Agriculture.--Charges for services by employees of the department and by inspectors licensed by the Secretary shall be at rates established herein, or those provided in the terms of his contract of employment.

Par. 3. Under cooperative agreement.--Charges for inspection under cooperative agreements shall be those provided for by such agreements.

Par. 4. For appeal inspection.--Fees for appeal inspections shall be double those for original inspections, except that no fee will be charged when it is found that there was a material error in the determination based upon the original inspection, and except that appeal grading for Federal Government agencies shall be at actual cost.

Par. 5. Traveling expenses, etc.--Such further charges may be made for traveling expenses and other items paid or incurred by the bureau in connection with an inspection made at a place where no inspector is located, or appeal inspection where the services of a second inspector are required, as will reimburse the bureau. These charges shall be included with the fee for inspection on the bill furnished the applicant.

Par. 6. For copies of inspection certificates.--For not to exceed three extra copies of a certificate to any person financially interested in a product involved, the fee shall be \$1.

Sec. 2. How fees shall be paid.--Fees shall be paid by the applicant in accordance with the directions on the fee bill furnished him by the inspector, and in advance if required by the inspector.

Sec. 3. Disposition of fees.--Par. 1. Fees for inspections made by salaried inspectors acting exclusively for the bureau shall be promptly remitted to the Bureau.

Par. 2. Fees for inspections made by a licensed inspector acting exclusively for the Bureau, less the percentage thereof which he is allowed by the terms of his contract of employment as compensation for his services, shall be remitted to the Bureau.

Par. 3. Fees for inspections made by an inspector acting under a cooperative agreement with a State or other organization shall be disposed of in accordance with the terms of such agreement. Such portion of the fees collected under a cooperative agreement as may be due the United States shall be remitted to the Bureau.

Regulation 9. Miscellaneous

Section 1. Fraud or Misrepresentation.--Any willful misrepresentation or any deceptive or fraudulent practice made or committed by any person in connection with the making or filing of an application; the use of an inspection or appeal inspection certificate issued under these regulations; or the use of any official stamp, tag, seal, mark, or approved label, or any willful violation of these regulations or of the supplementary rules and instructions issued by the chief of bureau, may be deemed sufficient cause for debarring such persons from any benefits of the act.

Sec. 2. Publication.--Publication under the act and these regulations shall be made in Service and Regulatory Announcements of the Bureau and such other mediums as the chief of bureau may from time to time designate for the purpose.

Sec. 3. Political activity.--All inspectors authorized, either by appointment or license from the Secretary, to issue inspection certificates under the act and these regulations are forbidden, during the period of their appointment or license, to take an active part in political management or in

political campaigns. Political activity in city, county, State, or national elections, whether primary or regular, or in behalf of any party or candidate, or any measure to be voted upon, is prohibited. This applies to all appointees, including temporary and cooperative employees, and employees on leave of absence with or without pay. Willful violation of this regulation will constitute grounds for dismissal in the case of appointees, and revocation of licenses in the case of licensees.

Sec. 4. Identification.--All inspectors shall have in their possession at all times Department identification cards, and shall identify themselves by such cards on request.

TITLE 7

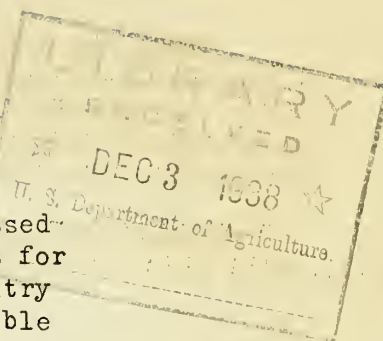
U. S. DEPARTMENT OF AGRICULTURE

CHAPTER I

BUREAU OF AGRICULTURAL ECONOMICS

PART 56

Inspection and Certification of Dressed Poultry and Dressed Domestic Rabbits for external condition, and Dressed Poultry and Dressed Domestic Rabbits and Edible Products thereof for condition and wholesomeness.



Amendment No. 1 to
Service and Regulatory Announcements 131.

By virtue of the authority vested in the Secretary of Agriculture by a provision of the act of Congress entitled "An Act making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1939, and for other purposes", approved June 16, 1938 (52 Stat., 710), authorizing the establishment of an inspection service for perishable farm products, I, H. A. Wallace, Secretary of Agriculture, do hereby issue the following amendment to S. R. A. 131 (B. A. E.) to be in force and effect on and after March 1, 1939:

In Regulation 6, Section 1, add a new paragraph to be known as Paragraph 5, as follows:

"Par. 5 (Sec. 56.46 (e))* No person shall affix or place, or cause to be affixed or placed, the inspection mark, or any abbreviation, copy, or representation thereof, or the number designating a plant where federal poultry or domestic rabbit inspection is maintained, or a statement that any ingredient has been inspected and certified at a plant where federal poultry or domestic rabbit inspection is maintained, to or on any can, pot, tin, or other receptacle constituting an immediate container within the meaning of these regulations, of any dog food, cat food, fox food, or any similar product prepared in whole or in part of poultry or domestic rabbit meat or byproduct thereof: Provided, That dog food, cat food, fox food, or any similar product prepared in a plant where federal poultry or domestic rabbit inspection is maintained and prepared in whole or in part of poultry or domestic rabbit meat or byproduct thereof, and placed in a can, pot, tin, or other receptacle, may bear a statement in the following form:

'The poultry meat, domestic rabbit meat, poultry byproduct or domestic rabbit byproduct ingredient of this article has been examined and passed under the supervision of the Bureau of Agricultural Economics. This article has been prepared in a plant operating under the poultry or domestic rabbit inspection service of the Bureau of Agricultural Economics.'

* C. F. R. designation.

"When any dog food, cat food, fox food, or any similar product is prepared in a part of an approved premises the sanitation of that part of the approved premises shall be supervised by inspectors or other authorized agents of the Bureau of Agricultural Economics on the same basis as other parts of the approved premises." (52 Stat., 740)

IN TESTIMONY WHEREOF, I have hereunto set my hand in the City of Washington, D. C., this 21st day of November, 1938.

(SEAL)

H. A. Wallace,
Secretary of Agriculture